IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 23RD JULY 2007 / 1ST SRAVANA 1929

Bail Appl..No. 4406 of 2007()

CRIME NO.2 OF EXCISE RANGE, CHENGANNUR.

PETITIONER

SADASIVAN NAIR, S/O.KUTTAN NAIR, AGED
53 YEARS, POONTHALA MANNIL VEETTIL,
ARUVAPPULAM VILLAGE, KOZHANCHERRY TALUK,
ALAPPUZHA DISTRICT.

BY ADV. SRI.VISHNU.R

RESPONDENTS:

EXCISE RANGE INSPECTOR, CHENGANNUR
EXCISE RANGE, REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, REPRESENTING STATE OF KERALA

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 4406 OF 2007

Dated this the 23rd day of July, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the N.D.P.S. Act. He had allegedly transported 12.4 kgs. of ganja by train. He was intercepted and arrested on 6/6/07. He continues in custody. An earlier application for bail filed by him was dismissed by this Court as per the order dated 27/6/07.

2. The facts have been referred to in detail in the said order. The learned counsel for the petitioner repeats the prayer for grant of bail. The learned Public Prosecutor opposes the application.

4. It is not necessary to advert to the facts in any greater detail again in this order. This order must be read in continuation of the order dated 27/6/07. I note that the quantity of ganja seized is 12.4 kgs. The Investigators have

received time only from 6/6/07. The prayer for further time to complete the investigation does appear to me to be absolutely reasonable and justified. The petitioner is hence not entitled for bail at this stage.

5. In the result this petition is dismissed; but I may hasten to observe that the petitioner shall be at liberty to move this Court or the learned Magistrate for bail again at a later stage of the investigation – not any rate, prior to 6/8/07. The Investigator shall, in the meantime, make every endeavour to complete the investigation by then.

Sd/-

(R. BASANT, JUDGE)

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P.S. to Judge